

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

SAMUEL LAMONT HARRIS,)	
)	
Petitioner,)	
)	
v.)	1:18-cr-375-1
)	1:21-cv-249
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

ORDER

On August 24, 2023, the United States Magistrate Judge's Recommendation ("Recommendation") was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 45, 46.) No objections were filed within the time limits prescribed by Section 636.


The court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Recommendation, (Doc. 45), is **ADOPTED. IT IS FURTHER ORDERED** that the Government's Response, (Doc. 43), is terminated as a motion and Petitioner's Motion to Dismiss Motion to Vacate, Set Aside, or Correct Sentence, (Doc. 38), is **DENIED**. The court further finds there is no substantial showing of the denial of a constitutional right affecting the conviction nor a debatable

procedural ruling, therefore a certificate of appealability is not issued.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 16th day of October, 2023.


United States District Judge